

ORDINANCE NO. 3470

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1955, granting a RS-1 zoning classification be placed upon the tracts, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency.

WHEREAS, the State of Oklahoma has granted cities, as governmental entities, the duty and power to enact zoning ordinances for the protection of persons and property residing within the City limits, and for securing the benefits of orderly development as a whole; and

WHEREAS, a series of governmental administrative hearings have been conducted at which time it was determined on April 19, 2016, that the land in question would be proper for a Single-family Residential District; and

WHEREAS, the City Council approved waiver of platting provided right-of-way and utility easements were dedicated along South 140th East Avenue; and

WHEREAS, the document providing six feet of additional right-of-way along South 140th East Avenue was recorded in Tulsa County as Document #2016058594 on June 23, 2016; and

WHEREAS, a 17.5-foot wide utility easement was recorded in Tulsa County as Document #2016058595, on June 23, 2016; and

WHEREAS, the property is generally located one-half mile south of Florence Street, about one-quarter mile west of Aspen Avenue; and

WHEREAS, the proposed zoning is compatible with the comprehensive plan and surrounding uses; and

WHEREAS, the granting of the application will not have an adverse effect on the other property in the area or in the community; and

WHEREAS, for these reasons, the City Council finds this request should be granted.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA:

SECTION I. The zoning classification of the following described real estate situated in Tulsa County, State of Oklahoma, being more particularly described as follows:

Part of the East Half of the Southwest Quarter of the Northeast Quarter (E/2 SW/4 NE/4) of Section Thirty-three (33), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, according to the U.S. Government Survey thereof, described as follows, to-wit:

BEGINNING at a point 825 feet East of the Southwest corner of the Northeast Quarter (NE/4) of said Section Thirty-three (33); Thence East 237.5 feet; Thence North 460 feet; Thence West 237.5 feet; Thence South 460 feet to the POINT OF BEGINNING.

be and the same is hereby changed from the zoning classifications of A-1 to RS-1.

SECTION II. Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION III. An emergency exists for the preservation of the public health, peace, and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

PASSED AND APPROVED and the emergency clause ruled upon separately this _____ day of _____, 2017.

MAYOR

ATTEST:

(Seal) CITY CLERK

APPROVED:



ASST. CITY ATTORNEY